

Chapter 10.36

OFF-STREET PARKING FACILITIES

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10.36.010 Definitions.

For the purpose of this chapter, the following definitions shall prevail:

Gated parking facility shall mean a city-owned or operated parking lot, parking garage, or other similar facility for parking motor vehicles, on which a fee is charged for parking a motor vehicle, and on which such fee is collected at either the entrance or exit by mechanical or other means.

Off-street Parking Revolving Fund shall mean the fund which is hereby created for the receipt of money received from: (1) parking meters upon public parking facilities; and (2) gated parking facilities as specified in this chapter. Such money shall be used for the purpose of designing, acquiring, constructing, maintaining, repairing, regulating, supervising, and policing city-owned and operated off-street parking facilities. (Ord. 15643 §1; July 9, 1990; P.C. §10.42.010; Ord. 14566 §3; December 15, 1986; prior Ord. 11542 §14; December 29, 1975).

10.36.020 Creation of Off-street Parking Facilities.

The Mayor, after traffic, engineering, and cost studies and recommendations by the Director of Public Works and Utilities may designate for the development of off-street parking for public access such areas within the city and owned by the city as may be necessary to promote the purpose of relieving traffic congestion and making provision for convenient parking in order to facilitate the free flow of traffic. (Ord. 16951 §82; March 11, 1996; prior Ord. 15643 §2; July 9, 1990; P.C. §10.42.020; Ord. 11542 §15; December 29, 1975).

10.36.030 Designation, Location, and Operation of Gated Parking Facility.

The Director of Public Works and Utilities shall, by rules and regulations, designate the parking facilities or portions thereof which shall be gated, and shall locate and install all necessary equipment and take all steps necessary for the effective operation of such facilities. (Ord. 16951 §83; March 11, 1996; prior Ord. 15643 §3; July 9, 1990; P.C. §10.42.030; Ord. 11542 §16; December 29, 1975).

10.36.040 Payment of Parking Fees and Time Limits.

For the purpose of relieving traffic congestion and making provision for convenient parking in order to facilitate the free flow of traffic, there is hereby imposed a fee, as hereinafter provided, upon each person parking a motor vehicle upon any gated parking facility as designated by the Director of Public Works and Utilities, which shall be imposed during the hours as set by the rules and regulations of the Director of Public Works and Utilities after traffic engineering investigation. The parking fee rates and any parking time limits shall be distinctly and clearly indicated at all entrances to any gated parking facility. The operator of any vehicle upon entering any gated parking facility so marked thereby agrees to pay the parking fee with regular money of the United States before exiting the facility with said vehicle, except in those cases where the fee for parking in a gated facility is fully paid at the entrance to that facility. A parking space in any gated facility or other city-owned or operated parking facility may be occupied by a vehicle during the parking time period as indicated at the entrance to that facility, and if no such time period limitation is so indicated, the vehicle may be parked only for a time not to exceed the limitations of Chapter 10.42 of this code, relating to abandoned vehicles. (Ord. 16951 §84; March 11, 1996: prior Ord. 15643 §4; July 9, 1990: P.C. §10.42.040: Ord. 11542 §17; December 29, 1975).

10.36.050 Responsibility of Owner.

It shall be unlawful for any person to cause, allow, permit, or suffer any vehicle registered in the name of such person to be parked overtime in any gated parking facility or other city-owned or operated parking facility or beyond the period of legal parking time established for that parking facility or to be otherwise parked or operated not in conformance with the requirements of this chapter. (Ord. 15643 §5; July 9, 1990: P.C. §10.42.050: Ord. 11542 §18; December 29, 1975).

10.36.060 Failure to Pay Parking Fee.

It shall be unlawful for any person to permit a vehicle to enter a gated parking facility without paying the parking fee if the facility is equipped for payment of the fee on entering, and if the facility is not so equipped for payment upon entering, it shall be unlawful for any person to permit a vehicle to enter a gated parking facility without first obtaining a parking permit at the entrance to the facility if the facility is equipped for such permit, which permit shall indicate the time and date of entrance of the vehicle. It shall be unlawful for any person to permit a vehicle to exit from a gated parking facility without first paying the required parking fee. If a facility is equipped for issuance of parking permits at the entrance to that facility, it shall be unlawful for any person to permit a vehicle to exit from the facility without first presenting said permit to the attendant or inserting said permit in any device provided for measuring the period during which the vehicle was parked. (Ord. 15643 §6; July 9, 1990: P.C. §10.42.060: Ord. 11542 §19; December 29, 1975).

10.36.070 Overtime Parking.

It shall be unlawful for any person to permit a vehicle to remain in a parking space in any parking facility for any length of time beyond that which is permitted by this chapter. (Ord. 15643 §7; July 9, 1990: P.C. §10.42.070: Ord. 11542 §20; December 29, 1975).

10.36.080 Slugs, Tampering Prohibited.

It shall be unlawful for any person to deposit or cause to be deposited in any device for collection of parking fees any slug, device, or substitute for money of the United States, or for any person to injure, tamper with, open, willfully break, destroy, or impair the usefulness of any such parking fee collection device installed under the terms of this title. (Ord. 15643 §8; July 9, 1990: P.C. §10.42.080: Ord. 11542 §21; December 29, 1975).

10.36.090 Compliance With Chapter Not Grant of Superior Privilege.

Compliance with the provisions of this chapter shall not give the person complying therewith any greater, different, or additional rights or privileges than is provided by the ordinances of the city relative to parking of vehicles. (Ord. 15643 §9; July 9, 1990: P.C. §10.42.090: Ord. 11542 §22; December 29, 1975).

10.36.100 Disposition of Fees.

The Director of Public Works and Utilities shall, after traffic, cost and engineering studies, set the parking fees to be collected under this chapter at equitable and reasonable rates to adequately provide for the relief of traffic congestion, and to provide convenient parking in order to facilitate the free flow of traffic; provided, however, that the fees collected under this chapter shall not exceed the reasonable cost to the city of providing, maintaining, repairing, regulating, supervising, and policing city-owned and operated off-street parking facilities. All monies received from the operation of said gated parking facility shall be deposited with the City Treasurer, and, except to the extent that such monies have been pledged to the payment or securing of parking revenue bonds, shall be placed by the City Treasurer to the credit of the Off-street Parking Revolving Fund. (Ord. 16951 §85; March 11, 1996: prior Ord. 15643 §10; July 9, 1990: P.C. §10.42.100: Ord. 14566 §4; December 15, 1986: Ord. 11542 §23; December 29, 1975).